

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	<i>Application No.</i>	09/372,646
	<i>Filing Date</i>	August 12, 1999
	<i>First Named Inventor</i>	Marc A. JURGOVAN et al.
	<i>Group Art Unit</i>	1761
	<i>Examiner Name</i>	D. Becker
	<i>Attorney Docket No.</i>	914-1372DIV1
<i>Title of the Invention:</i> FLEXIBLE PACKAGE HAVING A RE-CLOSABLE ZIPPER		

**PETITION TO RESET A PERIOD FOR REPLY
DUE TO LATE RECEIPT OF AN OFFICE ACTION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In accordance with the provisions of MPEP 710.06, Applicant petitions the Office to restart the period for reply to the Examiner's Answer mailed October 19, 2001 in connection with the subject application. As grounds for this petition, the following criteria are listed as required by 710.06:

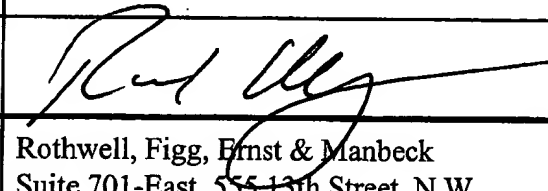
(A) this petition is being filed within two weeks of January 18, 2002, the date of receipt of the Examiner's Answer at the correspondence address;

(B) a substantial portion of the set reply period had elapsed on the date of receipt, i.e., at least one month of the two-month reply period; and

(C) (1) a copy of the Office Communication having the date of receipt of the Office Action at the correspondence address stamped thereon is attached at Tab 1;

(2) the Examiner's Answer was received at the correspondence address on January 18, 2002, as shown by the date stamp on the copy of the Communication at Tab 1. It is the procedure of this office to date-stamp all mail received from the U.S. Patent and Trademark Office with the current date on the day that it is received from the U.S. Postal Service. All U.S. Patent and Trademark Office mail is also logged into a computer program which shows, among other items, the date of receipt in our office. A copy of a portion of the log showing receipt of the Office Communication at the correspondence address on January 18, 2002, is attached at Tab 2. A declaration averring to these procedures by the firm's Docket Coordinator is attached at Tab 3.

For the foregoing reasons, it is respectfully requested that the time for reply to the Office Action mailed October 19, 2001, be reset and that Applicant be informed of the new date for response as promptly as possible.

RESPECTFULLY SUBMITTED,					
NAME AND REG. NUMBER	Richard Wydeven, Registration No. 39,881				
SIGNATURE				DATE	January 29, 2002
Address	Rothwell, Figg, Ernst & Manbeck Suite 701-East, 555 13th Street, N.W.				
City	Washington	State	D.C.	Zip Code	20004
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031

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TAB 1



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/372,646

08/12/99

JURGOVAN

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914-1372DIV1

IM52/1019

EXAMINER

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ART UNIT

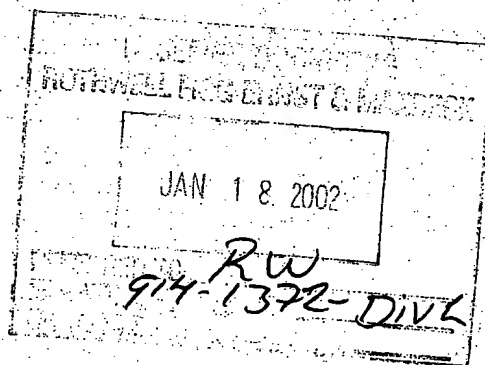
PAPER NUMBER

1761

DATE MAILED:

10/19/01

Please find below and/or attached an Office communication concerning this application or proceeding.



Commissioner of Patents and Trademarks